IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

TUESDAY, THE 10TH JULY 2007 / 19TH ASHADHA 1929

Co.Appeal.No. 7 of 2003()

AGAINST THE JUDGEMENT/ORDER IN CP.28/2003 Dated 05/06/2003
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APPELLANTS/RESPONDENT 1 & 2 IN C.P
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1. **THE COCHIN MALABAR ESTATES AND INDUSTRIES LTD. HAVING ITS OFFICE AT "MALABAR HOUSE", 56 BRISTOW ROAD, WILLINGDON ISLAND, COCHIN 682 003.**

2. **JIMMY GAZDAR HAVING HIS OFFICE AT MALABAR HOUSE, 56 BRISTOW ROAD, WILLINGDON ISLAND, COCHIN 682 003.**

BY ADV. SRI.K.GOPALAKRISHNA KURUP

PETITIONER AND RESPONDENTS 3 TO 6 IN C.P
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1. **K.M.RAJAN, AGED 58, S/O.M.M.K.NAMBIAR, USHAS, NEAR MANOLIKAVU TEMPLE GATE POST, THALASSERY-2.**

2. **B.RANGARAJAN, DIRECTOR, NOMINATED BY L.I.C. THE COCHIN MALABAR ESTATES & INDUSTRIES LTD., MALABAR HOUSE, 56, BRISTOW ROAD, WILLINGDON ISLAND, KOCHI 682 003.**

3. **RAJENDRA KANTILAL DALAL, DIRECTOR, THE COCHIN MALABAR ESTATES & INDUSTRIES LTD., MALABAR HOUSE, 56, BRISTOW ROAD, WILLINGDON ISLAND, KOCHI-682 003.**

CO.Appeal.No 7/2003

4. SREE SEETHARAM INVESTMENTS LTD.,
COW CWODY CHAMBERS, 234, A-RACE COURSE ROAD,
COIMBATORE.

5. JOSE JOSEPH KAINADY, C/O.JOSEPH JACOB,
ADVOCATE, BANK ROAD, OPPOSITE TO FATHIMA
HOSPITAL, KOZHIKODE - 1.

BY ADV. SRI.E.R.VENKATESWARAN
SRI.A.V.THOMAS
SRI.K.T.THOMAS
SRI.ISAC T.PAUL

THIS COMPANY APPEAL HAVING BEEN FINALLY HEARD ON 10/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

CO.Appeal.No 7/2003

ORDER ON I.A NO. 293/2003 IN CO.Appeal.No 7/2003

DISMISSED

10.07.2007 **SD/- J.B.KOSHY, JUDGE**

SD/- K.P.BALACHANDRAN, JUDGE

/TRUE COPY/

P.S. TO JUDGE

tss

J.B. KOSHY and K.P.BALACHANDRAN, JJ.

COMPANY APPEAL No. 7 of 2003

Dated this the 10th day of July, 2007

Judgment

Koshy, J.

This appeal is filed against an order passed in Company Application No. 266 of 2003 in Company Petition No.28 of 2003. Since the company petition itself was disposed of, this matter has become infructuous and it is dismissed.

J.B.KOSHY
JUDGE

K.P.BALACHANDRAN
JUDGE

vaa

J.B. KOSHY AND
K.P.BALACHANDRAN, JJ.

COM.APPEAL.NO.7/2003

JUDGMENT

Dated:10th July, 2007